HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

W.P.No.8211 of 2004

Dated 20th day of September, 2007

Between:

S. Sridhar ..
Petitioner

And

Executive Engineer,
Public Health Division,
Warangal ..
Respondent

O R D E R:

This writ petition is filed seeking a direction to the respondent to pass suitable orders for payment of Rs.1,64,187.27 to the petitioner together with interest at the rate of 18% per annum from the date of completion of the work i.e. 30.4.2003 and also direct him to compensate the petitioner for the loss sustained by him due to the inaction of the respondent.

The petitioner asserts that he entered into an agreement of contract with the respondent on 22.9.2001 for laying 200 MM A.C.Class-10 Rider Main (Water Supply Pipe Line) from Subedari to D.I.G. Residence and Vana Vignan to Shaympet and the total value of the contract agreed upon is Rs.2,92,187.27. Now, the petitioner's grievance is that though he completed the contract work within the stipulated time, only an amount of Rs.1,28,000/- was paid and still there is a balance amount of Rs.1,64,187.27 to be paid by the respondent.

Heard the learned counsel for both the parties and perused the material placed on record.

The learned Government Pleader for Medical and Health Department has produced a proceeding wherein it is mentioned that an amount of Rs.1,31,171/- was paid vide Cheque No.372087, dated 28.2.2005 and the petitioner accepted the cheque. The learned Government Pleader has also submitted that the petitioner also signed

the Release and Discharge Certificate as he received the entire contractual amount.

In the light of the submission made by the learned Government Pleader and also the document produced by him, this writ petition has become infructuous and the same is accordingly dismissed. No costs.

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20.09.2007

bcj